THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No.27134 of 1995

Dated: 05.06.2006

Between:

G. Rajendar Reddy, S/o P. Hanumantha Reddy, F.P. Shop Dealer, Papasanipalli village, Melavoy Post, Madakasira Mandal, Anantapur District.

.... PETITIONER

AND

The Joint Collector, Anantapur District and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No.27134 of 1995

Order:

Questioning the suspension order-cum-show cause notice dated 13.11.1995 issued by respondent No.2, the petitioner-fair price shop dealer filed the present writ petition.

Learned counsel for the petitioner contends that the allegations made against the petitioner are trivial in nature and there is no need to suspend the fair price shop authorization of the petitioner pending enquiry into the charges framed against him. He thus, prays to set aside the impugned order and allow the writ petition.

The respondents filed a counter affidavit. The learned Government Pleader for Civil Supplies reiterating the counter averments submits that since the petitioner has not maintained the records property, the impugned suspension order-cum-show cause notice was issued to the petitioner, but the petitioner without submitting his explanation to the said notice, has directly approached this Court.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

A perusal of the record would show that on the ground that the petitioner failed to maintain the records property, the impugned notice was issued to the petitioner suspending his fair price shop authorization, and calling upon him to show cause as to why his dealership should not be cancelled. But, the petitioner, without submitting his explanation to the said show cause notice, has directly approached this Court and filed the present writ petition. The writ petition was admitted as long back as on 01.12.1995 and by virtue of the interim orders granted by this Court in W.P.M.P. No.33459 of 1995, dated 01.12.1995, the petitioner has been

continuing as fair price shop dealer.

Having regard to the facts and circumstances of the case and in view of the long pendency of the writ petition, I deem it appropriate to dispose of the writ petition directing the respondents to conduct an enquiry into the charges leveled against the petitioner forthwith and pass appropriate orders in accordance with law. Till a final decision is taken in the matter, the interim orders passed by this Court in W.P.M.P. No. 33459 of 1995, dated 01.12.1995, shall continue.

The writ petition is accordingly disposed of. No costs.

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N.V. RAMANA, J.

Date: 05.06.2006
Nsr/Ksr